



*IFW*  
**PATENT**

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket No.: BRIXIUS-10

In re Application of:	)
	)
WOLFGANG BRIXIUS et al.	)
	)
Appl. No.: 10/789,195	)
	)
Filed: February 27, 2004	)
	)
For: TRANSPORT SYSTEM FOR ADVANCING	)
CONTAINERS, AND CURVE SECTION OF	)
SUCH A TRANSPORT SYSTEM	)

**SECOND INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on

June 30, 2004

(Date)

HENRY M. FEIEREISEN

Name of Registered Representative

*[Signature]*  
Signature

6-30-2004  
Date of Signature

S I R:

In accordance with 37 C.F.R. 1.56, applicant wishes to call the attention of the Examiner to the following reference A) to C). Applicant does not admit that any of the cited documents constitutes prior art against the pending application.

	Country:	Patent or Appl. No:	Patentee or Applicant:	Issue or Filing Date:
A)	Europe	EP 1 094 018 A1	De Gooyer et al.	09-28-2000
B)	France	2 705 327	Ouvré et al.	11-25-1994
C)	France	2 776 641	Gueguen	10-01-1999

Copies of these references are submitted herewith along with form PTO-1449. The Examiner is requested to initial the attached form PTO-1449 and to return a copy of the initialed document to the undersigned as an indication that the attached references have been considered and made of record.

☐ This Information Disclosure Statement is filed within three months of the filing date of a national application other than a continued prosecution application under 1.53(d), so that no fee under 37 C.F.R. §1.97 is due.

☐ This Information Disclosure Statement is filed within three months of the date of entry of the national stage as set forth in 1.491 in an international application, so that no fee under 37 C.F.R. §1.97 is due.

☒ This Information Disclosure Statement is filed before the mailing of a first Office Action on the merits, so that no fee under 37 C.F.R. §1.97 is due.

☐ This Information Disclosure Statement is filed before the mailing of a first Office Action after the filing of a request for continued examination under §1.114, so that no fee under 37 C.F.R. §1.97 is due.

☐ This Information Disclosure Statement is filed after the issuance of a first office but before issuance of a final action under §1.113, or a notice of allowance under §1.311.

☐ This Information Disclosure Statement is submitted after the mailing of a final action or a notice of allowance, but before payment of the issue fee.

☐ The undersigned submits the following statement requesting consideration of this statement:

The undersigned hereby states:

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

☐ The fee of \$180.00 set forth in 1.17(p).

☐ The Commissioner is hereby authorized to charge the fee as set forth in 1.17(p), and any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

In addition, applicant notes with respect to any information that is not in English language as follows:

Reference B) describes a flexible and deformable membrane which can be fitted on existing carriages (1), which are entrained by the belt (2) of a conveyor by way of a means (5) along a closed trajectory by means of positive guiding, in order to enable the carriages to negotiate the convex inflections of the drums (8) of the said conveyor without becoming detached from the belt. The device includes at least one belt conveyor entraining and guiding one or more carriages by way of a means specific to each carriage.

Reference C) describes an installation for the independent transfer of trays (22) having a continuous guide track comprising two lateral runners (30). The tray opposite edges (B1,B3) are received between the runners and the trays are supported on a continuous central driving support (28). Each tray is a square plate (38) which is supported by its lower surface (42) on the central support and has along its edges vertical holes (T12,T23,T34,T41). The installation includes a telescopic peg which moves vertically between a low retracted position in which its upper free end face is located under the tray lower face, and a top outlet position in which its upper free end section is received in one of the tray holes

The above-identified application discloses and claims an invention patentable over this prior art.

Entry of the references above set forth into the file of the above application is believed to be in order and is respectfully requested.

Docket No.: BRXIUS-10  
Serial No.: 10/789,195

Respectfully submitted

By: 

Henry M. Feiereisen  
Agent for Applicant  
Reg. No. 31,084

Date: June 30, 2004  
350 Fifth Avenue  
Suite 4714  
New York, N.Y. 10118  
(212) 244-5500  
HMF:be



Form PTO-1449

U.S. Department of Commerce  
Patent and Trademark Office**INFORMATION DISCLOSURE CITATION**

<b>Attorney's Docket No.</b> BRIXIUS-10	<b>Applicant</b> Wolfgang Brixius et al.	<b>Appl. No.</b> 10/789,195
<b>Filing Date</b> February 27, 2004	<b>Group</b> 3651	<b>Examiner</b>

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date, if appropriate

**FOREIGN PATENT DOCUMENTS**

	Document Number	Date	Country	Class	Subclass	Translation
	EP 1 094 018 A1	04-25-2001	Europe			
	2 705 327	11-25-1994	France			No
	2 776 641	10-01-1999	France			No

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)


**Examiner:****Date considered:**

\*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.